

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6161

BILL NUMBER: HB 1033

NOTE PREPARED: Nov 12, 2009

BILL AMENDED:

SUBJECT: Headlights on When Windshield Wipers Operating.

FIRST AUTHOR: Rep. Moseley

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: ☒ **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill:

- (1) provides that the operator of a motor vehicle who fails to display lighted head lamps and illuminating devices when weather conditions require the continuous operation of windshield wipers commits a Class D infraction;
- (2) provides that the Bureau of Motor Vehicles (BMV) may not assess points under the point system for such a violation, and that such a violation may not be included in a determination of habitual violator status; and
- (3) prohibits a person from being stopped, inspected, or detained solely based on the person's failure to display lighted headlamps or illuminating devices when weather conditions require the continuous operation of windshield wipers.

Effective Date: July 1, 2010.

Explanation of State Expenditures:

Explanation of State Revenues: *Penalty Provision:* If additional court cases occur and infraction judgments are collected, revenue to the state General Fund may increase. The maximum judgment for a Class D infraction is \$25, which is deposited in the state General Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: BMV.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: James Sperlik, 317-232-9866.